

**BEFORE THE PENNSYLVANIA PUBLIC  
UTILITY COMMISSION**

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Development of an Efficient Loop  
Migration Processâ

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**Docket No. M-00030099**

**PETITION TO INTERVENE AND RESPONSE TO REQUESTS FOR  
INFORMATION OF BROADVIEW NETWORKS, INC., BULLSEYE TELECOM, INC.,  
ARC NETWORKS, INC. D/B/A INFOHIGHWAY COMMUNICATIONS  
CORP., MCGRAW COMMUNICATIONS, INC., METROPOLITAN  
TELECOMMUNICATIONS CORPORATION OF PA, AND TALK AMERICA  
INC.**

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Date: October 31, 2003

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**BEFORE THE  
PENNSYLVANIA PUBLIC UTILITY COMMISSION**

Development of an Efficient Loop	)	Docket No. M-0003009~
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**PETITION TO INTERVENE AND RESPONSE TO REQUESTS FOR  
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**I. INTRODUCTION**

**Broadview Networks, Inc., Bullseye Telecom, Inc.** (“Bullseye”), ARC Networks,

Inc. d/b/a InfoHighway Communications Corp. (“InfoHighway”), McGraw Communications, Inc. (“McGraw”), Metropolitan Telecommunications Corporation of PA (“MetTel”), and Talk America Inc. (“Talk”) (collectively the “Petitioners”), by their undersigned counsel and pursuant to the Pennsylvania Public Utility Commission’s (“Commission’s”) October 2, 2003 Procedural Order in the above referenced docket, respectfully petition the Commission to intervene in the Commission’s proceeding to develop an efficient loop migration process in Docket No. M-00030099. The Petitioners also respectfully submit their responses to the Commission’s Requests for Information.<sup>2</sup>

Procedural Order, Docket Nos. 1-00030100, I-0003F944, M-00030099 (Oct. 2, 2003) (“Procedural Order”).

2 *Id.*, Appendix B, p. 7.

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## H. SUPPORT FOR PETITION TO INTERVENE

The Petitioners provide competitive local exchange services in the state of Pennsylvania. As stated in the Commission’s Procedural Order, the Federal Communications Commission’s (“FCC’s”) Triennial Review Order (“TRO”) directed state commissions to develop a batch cut process for efficient migration of mass market local exchange customers from one carrier to another.<sup>3</sup> The Petitioners’ participation in the Commission’s proceeding to develop an efficient batch cut process is essential as the Petitioners are subject to the operational and economic impairments that are inherent in the current hot cut process. The Petitioners have a fundamental business interest in any discussion or deliberation that could result in processes that address the scalability, reliability, timeliness, and cost problems associated with the current loop migration processes.

Pursuant to the Procedural Order, the following representatives for the Petitioners should be served on all official Commission documents regarding this proceeding:

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## III. RESPONSE TO COMMISSION INFORMATION REQUESTS

The Commission, in its Procedural Order, directed all entities interested in participating in this proceeding to respond to certain information requests regarding current and

Procedural Order at 21.

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proposed hot cut and batch migration processes.<sup>4</sup> In responding to these information requests, it should be noted that the Petitioners are primarily I.The-P providers in Pennsylvania with the exception of Broadview and, therefore, have somewhat limited experience with the current hot cut process. Broadview has extensive experience with Verizon’s process to transfer lines from Verizon’s switches to its facilities from both a single line perspective as well as today’s bulk process. Particularly in light of the possible outcome of the Commission’s mass-market local switching impairment proceeding, the Petitioners have significant interests in the development of a more efficient and cost-based loop-migration process in Pennsylvania.

In response to the Questions B.i, B.2, and B.3, the Petitioners refer the Commission to the responses being filed today by AT&T Communications of PA. The Petitioners endorse those responses. In response to Questions B.4 and B.5, the Petitioners maintain that it is too early in the proceeding to determine what the appropriate batch cut process should be to meet the FCC's mandate in the TRO. Specifically, the Commission and interested parties must develop a record based on information provided by incumbent and competitive providers in Pennsylvania. Only with a fully-developed record will the Commission be able to identify a batch cut process that satisfies the requirements of competitive carriers and enables them to effectively compete in Pennsylvania. To that end, the Petitioners support the Commission's decision to conduct a technical conference to address this issue.

*Id.* at 25 and Appendix B.

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IV. CONCLUSION

For the reasons stated above, the Commission should grant the Petitioners' request to intervene in this proceeding and accept the Petitioners' responses to the Commission's Requests for Information.

Respectfully submitted,

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